
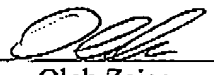


FEB 09 2006

APPLICATION FOR PTA under 37 CFR 1.705(b) TRANSMITTAL LETTER <i>10,823-963</i>		Attorney Docket No: A369-USA-CIP	
Application Serial Number: 10,823,963	Filing Date: 4/7/2004	Examiner: Jason L. Savage	Art Unit: 1775
Invention: BRAZING TITANIUM TO STAINLESS STEEL USING Ti-Ni FILLER MATERIAL			
TO THE COMMISSIONER FOR PATENTS: Transmitted herewith is an application for Patent Term Adjustment for the above-identified application. The fee has been calculated as shown below.			
<p>The commissioner is authorized to charge \$200.00 to Deposit Account 500692.</p> <p>in accordance with the fee specified in 37 CFR 1.18 (e).</p> <div style="display: flex; justify-content: space-between;"><div><i>2/9/06</i> Date</div><div> _____ Gary Schnittgrund Attorney for Applicant Reg. No. 42,130</div></div> <p>I hereby certify that this Correspondence is being facsimile transmitted to the USPTO at 571-273-8300 on February 9, 2006.</p> <div style="text-align: center;"> _____ Oleh Zajac</div>			

**RECEIVED
CENTRAL FAX CENTER****FEB 09 2006****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Jiang, et al.	Art Unit:	1775
Serial No.:	10/823,963	Examiner:	Jason L. Savage
Filed:	4/14/2004		
Docket No.:	A369-CIP		
For:	Brazing Titanium to Stainless Steel Using Layered Particulate		

VIA FACSIMILE 571-273-8300

**Mail Stop Issue Fee
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450**

02/13/2006 HDEMESS2 00000001 500692 10823963
01 FC:1455 200.00 DA

APPLICATION FOR PATENT TERM ADJUSTMENT under 37 CFR 1.705(b)

Dear Sir:

In response to the Determination of Patent Term Adjustment dated Jan. 24, 2006, Applicant respectfully requests that the USPTO consider the following facts and correct the Patent term Adjustment to 73 days.

~~02/10/2006 HDEMESS2 00000007 500692 10821023~~

~~01 FC:1455 200.00 DA~~

STATEMENT OF THE FACTS

The Patent Term Adjustment for the above application as computed by the USPTO is 44 days according to the above referenced Determination of Patent Term Adjustment. According to the Patent Term Adjustment History for the above application obtained from the USPTO PAIR database and attached to this application, the USPTO has determined that there were 73 days of delay by the USPTO and 29 days of delay by the Applicant.

Applicant hereby submits that Applicant was not the cause of the 29 day delay. The chronology of events is as follows:

Aug., 26, 2005

USPTO mails to the Applicant a non-final office action with a 3 month period for reply.

Oct. 3, 2005

Applicant faxes a response to the office action of Aug., 26, 2005. Applicant's fax machine does not send all 11 pages and the complete response of 11 pages is resent twice to the USPTO. The USPTO fax server receives both complete 11 page fax transmissions as evidenced by the attached USPTO Auto-Reply Facsimile Transmissions.

Oct., 11, 2005

USPTO mails a Notice of Non-Compliant Amendment to Applicant, which indicates that a complete listing of all the claims is not present in the Amendment filed by Applicant on 10/3/05. Apparently, the two complete 11 page faxes of the Amendment sent on 10/3/05 do not reach the Examiner or the File Wrapper. There was no omission by the Applicant in the two complete copies of the Amendment faxed to the USPTO on 10/3/05.

Oct. 21, 2005

Applicant receives an Auto-Reply Facsimile Transmission from the USPTO for the first fax transmission by Applicant on 10/3/05 indicating that only 7 pages were received. This was sent 18 days after the first incomplete fax and the two complete faxes received by the USPTO.

Nov. 1, 2005

Applicant faxes to the USPTO a Response to the Notice of Non-Compliant Amendment of 10/11/05. The Response explained that this was the third time that

the entire Amendment had been submitted to the USPTO and all three aforementioned USPTO Auto-Replies were attached.

Jan. 24, 2005

USPTO mails the Determination of Patent Term Adjustment with a PTA of 44 days. Apparently, the information and the attachments provided in the response of 11/1/05 were not taken into account in computing the Patent Term Adjustment.

COMMENTS

Two complete copies of the 11 page Amendment of 10/3/05 were received by the USPTO but they were not placed in the file wrapper or given to the examiner for the above application, apparently due to an error by the USPTO. Therefore, the 29 days from 10/3/05 to 11/1/05 should not diminish any PTA as computed by the USPTO.

Applicant respectfully requests that a corrected Determination of Patent Term Adjustment with a PTA of 73 days be issued by the USPTO for the above patent application. If for any reason the USPTO finds this application for PTA not complete or insufficient to adjust the PTA to 73 days, the USPTO is requested to call the undersigned attorney at the Los Angeles, California area telephone number (661) 702-6814 to discuss the steps necessary for correcting the PTA.

Respectfully submitted,

2/8/06

Date



Gary Schnittgrund
Attorney for Applicant
Reg. No. 42,130

The Alfred E. Mann Foundation for Scientific Research
P.O. Box 905
Santa Clarita, California 91355
(661) 702-6814
(661) 702-6710 (fax)

Printer Friendly

10/823,963 BRAZING TITANIUM TO STAINLESS STEEL USING LAYERED PARTICULATE

Patent Term Adjustment History

Patent Term Adjustment (PTA) for Application Number: 10/823,963			
			Days
Filing or 371(c) Date:	04-14-2004	USPTO Delay (PTO):	73
Issue Date of Patent:	-	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL):	29
Post-Issue Petitions (days):	+0	Total PTA:	44
USPTO Adjustment (days):	+0	Explanation Of Calculations	
Patent Term Adjustment History			
Date	Contents Description	PTO(Days)	APPL(Days)
01-24-2006	Mail Notice of Allowance		
01-24-2006	Mail Examiner Interview Summary (PTOL - 413)		
01-23-2006	Notice of Allowance Data Verification Completed		
01-23-2006	Case Docketed to Examiner in GAU		
01-19-2006	Examiner Interview Summary Record (PTOL - 413)		
11-09-2005	Date Forwarded to Examiner		
11-01-2005	Response after Non-Final Action	↑	29
10-11-2005	Mail Notice of Informal or Non-Responsive Amendment	↑	↑
10-06-2005	Date Forwarded to Examiner	↑	↑
10-03-2005	Informal or Non-Responsive Amendment after Examiner Action	↑	↑
10-03-2005	Response after Non-Final Action	↑	↑
08-26-2005	Mail Non-Final Rejection	73	
08-24-2005	Non-Final Rejection	↑	
08-23-2005	Case Docketed to Examiner in GAU	↑	
01-10-2005	Miscellaneous Incoming Letter	↑	
07-22-2004	IFW TSS Processing by Tech Center Complete	↑	
07-22-2004	Case Docketed to Examiner in GAU	↑	
06-25-2004	Application Is Now Complete	↑	
06-24-2004	Application Return from OIPE	↑	
06-24-2004	Application Return TO OIPE	↑	
06-24-2004	Application Dispatched from OIPE	↑	
05-17-2004	Cleared by OIPE CSR	↑	
04-23-2004	IFW Scan & PACR Auto Security Review	↑	
04-14-2004	Initial Exam Team nn	↑	

USPTO 10/21/2005 12:30 PM PAGE 1/00 Fax Server
TO:Auto-reply fax to 86170 710 COMPANY:

Auto-Reply Facsimile Transmission



TO:

Fax Sender at 6617026710

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Date Received:

Total Pages:

10/3/2005 8:14:48 PM [Eastern Daylight Time]

7 (including cover page)

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Received
Cover
Page

APPENDIX

18/02/2006 16:59 5617025718 AMELCON PAGE 01/11						
AMENDMENT TRANSMITTAL LETTER						
Attorney Docket No: A369-USA-CIP						
Application Serial Number: 10/621,023	Filing Date: 4/7/2004					
Examiner: Jean L. Savage	Art Unit: 1775					
Invention: BRAZING TITANIUM TO STAINLESS STEEL USING Ti-Ni FILLER MATERIAL						
TO THE COMMISSIONER FOR PATENTS: Transmitted herewith is an amendment to the above-identified application. The fee has been calculated as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT		CLAIMS REMOVED PREVIOUSLY PAID FOR	NO. OF EXTRA CLAIMS REQUESTED	RATE	ADDITIONAL FEE
TOTAL CLAIMS	12	MINUS	15	0	\$20	\$ 0.00
INDEP. CLAIMS	1	MINUS	1	0	\$200	\$ 0.00
<p>____ Petition is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of 07/02/05, to read through _____, comprising an extension of the shortened statutory period of:</p> <p>____ one month (\$120.00) ____ three months (\$1,020.00)</p> <p>____ two months (\$430.00) ____ four months (\$1,390.00)</p>						
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						
<p>____ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.</p> <p>____ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.</p> <p>____ A check in the amount of \$_____ is attached.</p> <p>____ Check \$_____ to Deposit Account _____</p> <p>____ No additional fee is required.</p> <p><input checked="" type="checkbox"/> No additional fee is required.</p>						
<p><u>10/3/05</u> Date</p> <p style="text-align: right;"><u>Gary Schindler</u> Gary Schindler Attorney for Applicant Reg. No. 42,130</p>						
<p>I hereby certify that this Correspondence is being transmitted to the USPTO at 571-273-4100 on October 3, 2005.</p> <p style="text-align: center;"><u>Olaf Zager</u> Olaf Zager</p>						

USPTO 10/3/2005 8:53 PM PAGE 1/001 Fax Server
 TO: Auto-reply fax to 6617026710 COMPANY:

Auto-Reply Facsimile Transmission



TO: Fax Sender at 6617026710

Fax Information

Date Received:

10/3/2005 8:42:40 PM [Eastern Daylight Time]

Total Pages:

11 (including cover page)

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Received
Cover
Page

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10/03/2005 17:27 6617026710 AMFLEGAL		PAGE 01/11	
AMENDMENT TRANSMITTAL LETTER		Attorney Docket No: A368-USA-CIP	
Application Serial Number: 10/821,023	Filing Date: 4/7/2004	Examiner: Jason L. Savage	Art Unit: 1773
Inventors: BRAZING TITANIUM TO STAINLESS STEEL USING Ti-NI FILLER MATERIAL			
TO THE COMMISSIONER FOR PATENTS: Transmitted herewith is an amendment to the above-identified application. The fee has been calculated as shown below.			
CLAIMS AS AMENDED			
CLAIMS REWARDED AFTER AMENDMENT	DEBIT NUMBER RECEIVED BY MAIL FOR	NO. OF EXTRA CLAIMS PRESENT	RATE
TOTAL CLAIMS 12	MINUS 15	0	\$0
INDEP. CLAIMS 1	MINUS 1	0	\$200
Section is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of 9/7/2005, to and through _____, comprising an extension of the shortened statutory period of: _____ one month (\$120.00) _____ three months (\$1,020.00) _____ five months (\$450.00) _____ four months (\$1,590.00)			
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT			
<input type="checkbox"/> Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted. <input type="checkbox"/> A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed. <input type="checkbox"/> A check in the amount of \$_____ is enclosed. <input type="checkbox"/> Charge \$_____ to Deposit Account _____ <input type="checkbox"/> No additional fee is required. <input checked="" type="checkbox"/> No additional fee is required.			
10/3/05 Date		 Gary Schmidt Attorney for Applicant Reg. No. 42,130	
I hereby certify that this Correspondence is being transmitted pursuant to the USPTO at 271-273-4000 on October 3, 2005. Orlin Zajac			
PAGE 01/11 RCVD AT 10/3/2005 17:20 PM Eastern Daylight Time * SVR:USPTO-EF-XRF-6/27 * DNIS:2738300 * CSID:6617026710 * DURATION (mm-ss):02-20			

USPTO 10/3/2005 8:51 PM PAGE 1/001 Fax Server
 TO: Auto-reply fax to 6617026710 COMPANY:

Auto-Reply Facsimile Transmission



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Fax Sender at 6617026710

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Date Received:

10/3/2005 8:38:45 PM [Eastern Daylight Time]

Total Pages:

11 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

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10/02/2006 17:23 6617026710 AMFLEGAL		PAGE 01/11	
AMENDMENT TRANSMITTAL LETTER		Attorney Declart No: A360-USA-CIP	
Application Serial Number: 10/321,023	Filing Date: 4/7/2004	Examiner: Jason L. Savage	Art Unit: 1775
Invention: BRAZING TITANIUM TO STAINLESS STEEL USING Ti-Ni FILLER MATERIAL			
TO THE COMMISSIONER FOR PATENTS: Transmitted herewith is an amendment to the above-identified application. The fee has been calculated as shown below.			
CLAIMS AS AMENDED			
CLAIMS REMAINING AFTER AMENDMENT	MINUTES	REPERMITS PREVIOUSLY PAID FEE	NO. OF EXTRA CLAIMS REQUEST
TOTAL CLAIMS 12	15	0	0
INDP. CLAIMS 1	1	0	0
Petition to hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of 9/7/2005, to and through _____, comprising an extension of the shortened statutory period of: _____ one month (\$120.00) _____ three months (\$1,020.00) _____ two months (\$250.00) _____ four months (\$1,590.00)			
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT			
_____ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted. _____ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed. _____ A check in the amount of \$_____ is attached. _____ Charge \$_____ to Deposit Account _____. _____ No additional fee is required. _____ No additional fee is required.			
10/3/05 Date		 Oich Schindler Attorney for Applicant Reg. No. 42,130	
I hereby certify that this Correspondence is being facsimile transmitted to the USPTO at 201-577-4200 on October 3, 2005.			
Oich Schindler			

PAGE 011 * RCVD AT 10/02/06 17:23 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-6/27 * DNIS:2738300 * CSID:6617026710 * DURATION (mm:ss):02:20